IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR
&
THE HONOURABLE MR. JUSTICE K.P.BALACHANDRAN

THURSDAY, THE 22ND NOVEMBER 2007 / 1ST AGRAHAYANA 1929

WP(C).No. 25537 of 2007(M)

PETITIONER:

ABDUL RAHIMAN,
KOLOTHUMPARAMBIL HOUSE,
P.O.CHALIAGAD, KAIPAMANGALAM,
TRICHUR.

BY ADV. SRI.S.MOHAMMED AL RAFI

RESPONDENTS:
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1. SUPERINTENDENT OF POLICE,
TRICHUR.

2. CIRCLE INSPECTOR OF POLICE,
VALAPAD, TRICHUR.

3. SUB INSPECTOR OF POLICE,
MATHILAKAM, TRICHUR.

BY Government Pleader MR.PA SALIM

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 22/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.BALAKRISHNAN NAIR & K.P.BALACHANDRAN, JJ.

Writ Petition (C) No.25537 of 2007-M

Judgment

Balakrishnan Nair, J.

The petitioner has approached this Court, alleging that the respondents Police officials are harassing him. His son is an accused in Crime No.733/2005 of Mathilakam Police Station for the offence under Section 376 IPC. The victim is a minor girl. To compel the petitioner to produce his son, he is being harassed, it is submitted. According to the petitioner, his son is working in the Gulf and he went abroad without his knowledge. As directed by this Court, the petitioner has filed a statement before the Police, in which the present address of his son is also shown. Even thereafter, the petitioner submits, the Police are continuing with their harassment. So, he prays for appropriate reliefs against the police.

2. The CI of Police has filed a statement, stating that the Police are only investigating the crime registered under Section 376 IPC, in which the petitioner's son is the accused. The allegations of harassment are denied by the Police. To collect information regarding the whereabouts of his son, the petitioner has been summoned to the police station, it is submitted.

3. If the petitioner's son is in the Gulf, there is no point in unnecessarily summoning him to the police station. If the Police require his presence, they may issue notice to him under Section 160 Cr.P.C. We record the submission of the learned Government Pleader that the Police are not harassing the petitioner.

The Writ Petition is disposed of as above.

K.BALAKRISHNAN NAIR,JUDGE

22.11.2007 **K.P.BALACHANDRAN, JUDGE**

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